

United States District Court
EASTERN DISTRICT OF WISCONSIN

In the Matter of the Search of

One Gateway Computer Tower GT5694, a Panasonic HDC HS9 video camera with internal hard drive memory, and Iphone located at N96 W14250 County Line Road, Germantown, Washington County, State and Eastern District of Wisconsin, 53022, a single family ranch with an attached two car garage, green colored siding, white trim, gray shingles, and tan colored brick facade.

CASE NUMBER: 13-836 M(NJ)

SEARCH AND SEIZURE WARRANT

TO: Any Authorized Officer of the United States:

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property in the Eastern District of Wisconsin

One Gateway Computer Tower GT5694, a Panasonic HDC HS9 video camera with internal hard drive memory, and I-Phone located at N96 W14250 County Line Road, Germantown, Washington County, State and Eastern District of Wisconsin, 53022, a single family ranch with an attached two car garage, green colored siding, white trim, gray shingles, and tan colored brick facade.

The person or property to be searched, described above, is believed to conceal: evidence of violations of Title 18 U.S.C. Sections 842(a)(1) and 842(j).

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property.

YOU ARE HEREBY COMMANDED to search on or before May 15, 2013
Date (not to exceed 14 days)

☒ in the daytime 6:00 a.m. to 10:00 p.m.

☐ at any time in the day or night as I find reasonable cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge Nancy Joseph.

Sworn to before me, and subscribed in my presence:

May 1, 2013 at 4:50 a.m./p.m.
Date and time issued

Milwaukee, Wisconsin
City and State

The Honorable Nancy Joseph
United States Magistrate Judge

Name & Title of Judicial Officer

Nancy Joseph
Signature of Judicial Officer

RETURN

Date Warrant received

May 1, 2013

Date and time Warrant executed

May 1, 2013 17:30

Copy of warrant and receipt for items left with

RUTH WITZLUB

Inventory made in the presence of

Shelly Jacques, SA.

Inventory of person or property taken pursuant to the Warrant

ITEM TAKEN ON MAY 1, 2013

GATEWAY COMPUTER - IMAGED & ANALYZED BY S/A JEFFREY MARSHALL, Call # 778040-13-0042 ON 5/13/13

PANASONIC CAMCORDER - IMAGED BY S/A STEVE GREENE. IMAGES & VIDEO OF EXPLOSIVE DEVICES ON 5/10/13, TAKEN ON MAY 1, 2013

IPHONE - ANALYZED BY S/A JEFFREY MARSHALL ON 5/13/13. TAKEN ON MAY 1, 2013

CERTIFICATION

I swear under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

Date:

May 14, 2013

(Executing officer's signature)

Jody Keeko

(Printed name and title)

S/A.

Subscribed, sworn to, and returned before me this date.

[Signature]

(U.S. Judge or Magistrate Judge)

5.14.13

(Date)

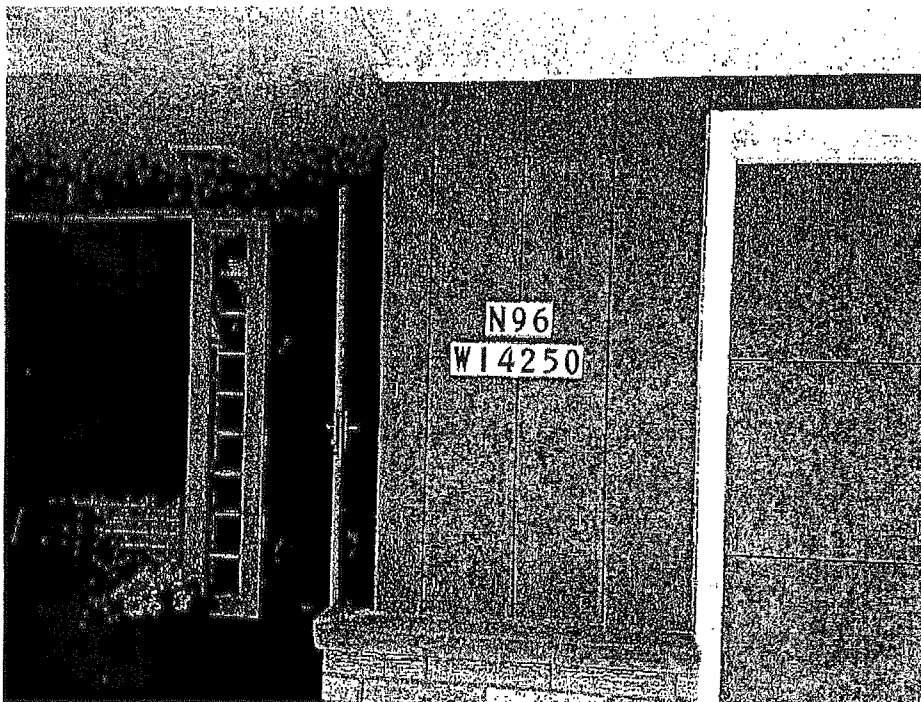
ATTACHMENT A

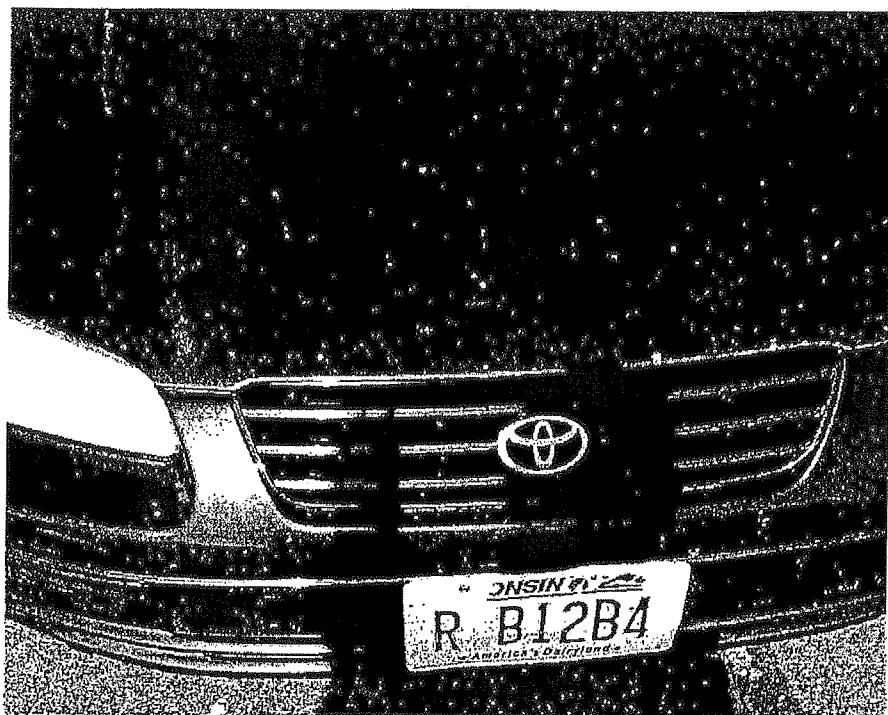
-The premises to be searched is located at N96W14250 County Line Road, Germantown, Washington County, in the State and Eastern District of Wisconsin, to include all storage areas accessible to N96W14250 County Line Road. This location is more fully described as a single family ranch with an attached two car garage, green colored siding, white trim, gray shingles, tan colored brick façade on the front of the house below the windows, address N96 W14250 affixed to the front of the residence to the left of the garage door.

-The computer is described as Gateway tower GT 5694

-The vehicle is described as one 1997 black Toyota Camry with VIN #4T1BG22K3VU011987 bearing Wisconsin plates "RB12B4", four door sedan

-The video camera is described as an HDC HS9





ATTACHMENT B

1. Any material which have been identified by ATF as explosives materials pursuant to 18 USC 941(d) and 27 CFR555.23 (see attachment C for complete list).
2. Items or materials used as housing for explosives devices, including tubes, pipes, end caps, and taping material.
3. Instrumentalities and other evidence used to construct and conceal explosive devices to wit bb's, pellets or other materials used as anti-personnel shrapnel; tools such as drills, drill bits, pliers, channel locks, etc. that may be used during the construction of said devices; switches, theremostats, glues, and other adhesives.
4. Computers, recording devices, cell phones, photographs, diagrams, receipts, diaries, papers and other documents that constitute indicia of occupancy or evidence of the unlawful manufacturing or selling of explosives or explosives devices.
5. Computers or storage media used as a means to commit the violations described above.
6. For any computer or storage medium whose seizure is otherwise authorized by this warrant, and any computer or storage medium that contains or in which is stored records or information that is otherwise called for by this warrant (hereinafter, "COMPUTER"):
 - a. evidence of who used, owned, or controlled the COMPUTER at the time the things described in this warrant were created, edited, or deleted, such as logs,

registry entries, configuration files, saved usernames and passwords, documents, browsing history, user profiles, email, email contacts, "chat," instant messaging logs, photographs, and correspondence;

- b. evidence of software that would allow others to control the COMPUTER, such as viruses, Trojan horses, and other forms of malicious software, as well as evidence of the presence or absence of security software designed to detect malicious software;
- c. evidence of the lack of such malicious software;
- d. evidence of the attachment to the COMPUTER of other storage devices or similar containers for electronic evidence;
- e. evidence of counter-forensic programs (and associated data) that are designed to eliminate data from the COMPUTER;
- f. evidence of the times the COMPUTER was used;
- g. passwords, encryption keys, and other access devices that may be necessary to access the COMPUTER;
- h. documentation and manuals that may be necessary to access the COMPUTER or to conduct a forensic examination of the COMPUTER;
- i. records of or information about Internet Protocol addresses used by the COMPUTER;

- j. records of or information about the COMPUTER's Internet activity, including firewall logs, caches, browser history and cookies, "bookmarked" or "favorite" web pages, search terms that the user entered into any Internet search engine, and records of user-typed web addresses;
- k. contextual information necessary to understand the evidence described in this attachment.

7. Routers, modems, and network equipment used to connect computers to the Internet.

As used above, the terms "records" and "information" includes all forms of creation or storage, including any form of computer or electronic storage (such as hard disks or other media that can store data); any handmade form (such as writing); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, or photocopies).

The term "computer" includes all types of electronic, magnetic, optical, electrochemical, or other high speed data processing devices performing logical, arithmetic, or storage functions, including desktop computers, notebook computers, mobile phones, tablets, server computers, and network hardware.

The term "storage medium" includes any physical object upon which computer data can be recorded. Examples include hard disks, RAM, floppy disks, flash memory, CD-ROMs, and other magnetic or optical media.

only, please so note and enclose a check in the amount of \$15.00 (25 cents per page reproduction cost for the 60 page proposed Consent Decree) payable to the U.S. Treasury. If requesting by email or fax, forward a check in that amount to the Consent Decree Library at the address given above.

Ronald G. Gluck,

Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resource Division.

[FR Doc. 2012-23146 Filed 9-19-12; 8:45 am]

BILLING CODE 4410-15-P

DEPARTMENT OF JUSTICE

Bureau of Alcohol, Tobacco, Firearms, and Explosives

[Docket No. ATF 47N]

Commerce in Explosives; List of Explosive Materials (2012R-10T)

AGENCY: Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), Department of Justice.

ACTION: Notice of list of explosive materials.

SUMMARY: Pursuant to 18 U.S.C. 841(d) and 27 CFR 555.23, the Department must publish and revise at least annually in the *Federal Register* a list of explosives determined to be within the coverage of 18 U.S.C. 841 *et seq.* The list covers not only explosives, but also blasting agents and detonators, all of which are defined as explosive materials in 18 U.S.C. 841(c). This notice publishes the 2012 List of Explosive Materials.

DATES: The list becomes effective September 20, 2012.

FOR FURTHER INFORMATION CONTACT: William J. O'Brien, Industry Liaison Analyst; Explosives Industry Programs Branch; Firearms and Explosives Industry Division; Bureau of Alcohol, Tobacco, Firearms, and Explosives; United States Department of Justice; 99 New York Avenue NE., Washington, DC 20226 (202-207-8969).

SUPPLEMENTARY INFORMATION: The list is intended to include any and all mixtures containing any of the materials on the list. Materials constituting blasting agents are marked by an asterisk. While the list is comprehensive, it is not all-inclusive. The fact that an explosive material is not on the list does not mean that it is not within the coverage of the law if it otherwise meets the statutory definitions in 18 U.S.C. 841. Explosive materials are listed alphabetically by their common names followed, where

applicable, by chemical names and synonyms in brackets.

The Department has not added any new terms to the list of explosive materials or removed or revised any listing since its last publication.

This list supersedes the List of Explosive Materials dated October 19, 2011 (Docket No. ATF 47N, 76 FR 64974).

Notice of List of Explosive Materials

Pursuant to 18 U.S.C. 841(d) and 27 CFR 555.23, I hereby designate the following as explosive materials covered under 18 U.S.C. 841(c):

A

Acetylides of heavy metals.
 Aluminum containing polymeric propellant.
 Aluminum ophorite explosive.
 Amatex.
 Amatol.
 Ammonal.
 Ammonium nitrate explosive mixtures (cap sensitive).
 * Ammonium nitrate explosive mixtures (non-cap sensitive).
 Ammonium perchlorate having particle size less than 15 microns.
 Ammonium perchlorate explosive mixtures (excluding ammonium perchlorate composite propellant (APCP)).
 Ammonium picrate [picrate of ammonia, Explosive D].
 Ammonium salt lattice with isomorphously substituted inorganic salts.
 * ANFO [ammonium nitrate-fuel oil].
 Aromatic nitro-compound explosive mixtures.
 Azide explosives.

B

Baranol.
 Baratol.
 BEAF [1, 2-bis (2, 2-difluoro-2-nitroacetoxyethane)].
 Black powder.
 Black powder based explosive mixtures.
 * Blasting agents, nitro-carbo-nitrates, including non-cap sensitive slurry and water gel explosives.
 Blasting caps.
 Blasting gelatin.
 Blasting powder.
 BTNEC [bis (trinitroethyl) carbonate].
 BTNEN [bis (trinitroethyl) nitramine].
 BTTN [1,2,4 butanetriol trinitrate].
 Bulk salutes.
 Butyl tetryl.

C

Calcium nitrate explosive mixture.
 Cellulose hexanitrate explosive mixture.
 Chlorate explosive mixtures.
 Composition A and variations.

Composition B and variations.
 Composition C and variations.
 Copper acetylide.
 Cyanuric triazide.
 Cyclonite [RDX].
 Cyclotetramethylenetetranitramine [HMX].
 Cyclotol.
 Cyclotrimethylenetrinitramine [RDX].

D

DATB [diaminotrinitrobenzene].
 DDNP [diazodinitrophenol].
 DEGDN [diethyleneglycol dinitrate].
 Detonating cord.
 Detonators.
 Dimethylol dimethyl methane dinitrate composition.
 Dinitroethyleneurea.
 Dinitroglycerine [glycerol dinitrate].
 Dinitrophenol.
 Dinitrophenolates.
 Dinitrophenyl hydrazine.
 Dinitroresorcinol.
 Dinitrotoluene-sodium nitrate explosive mixtures.
 DIPAM [dipicramide; diaminohexanitrobiphenyl].
 Dipicryl sulfone.
 Dipicrylamine.
 Display fireworks.
 DNPA [2,2-dinitropropyl acrylate].
 DNPD [dinitropentano nitrile].
 Dynamite.

E

EDDN [ethylene diamine dinitrate].
 EDNA [ethylenedinitramine].
 Ednatol.
 EDNP [ethyl 4,4-dinitropentanoate].
 EGDN [ethylene glycol dinitrate].
 Erythritol tetranitrate explosives.
 Esters of nitro-substituted alcohols.
 Ethyl-tetryl.
 Explosive conitrates.
 Explosive gelatins.
 Explosive liquids.
 Explosive mixtures containing oxygen-releasing inorganic salts and hydrocarbons.
 Explosive mixtures containing oxygen-releasing inorganic salts and nitro bodies.
 Explosive mixtures containing oxygen-releasing inorganic salts and water insoluble fuels.
 Explosive mixtures containing oxygen-releasing inorganic salts and water soluble fuels.
 Explosive mixtures containing sensitized nitromethane.
 Explosive mixtures containing tetranitromethane (nitroform).
 Explosive nitro compounds of aromatic hydrocarbons.
 Explosive organic nitrate mixtures.
 Explosive powders.

F

Flash powder.

Fulminate of mercury.	Monopropellants.	Potassium chlorate and lead sulfocyanate explosive.
Fulminate of silver.	N	Potassium nitrate explosive mixtures.
Fulminating gold.	NIBTN [nitroisobutametriol trinitrate].	Potassium nitroaminotetrazole.
Fulminating mercury.	Nitrate explosive mixtures.	Pyrotechnic compositions.
Fulminating platinum.	Nitrate sensitized with gelled nitroparaffin.	PYX [2,6-bis(picrylamino)] 3,5-dinitropyridine.
Fulminating silver.	Nitrated carbohydrate explosive.	
G	Nitrated glucoside explosive.	R
Gelatinized nitrocellulose.	Nitrated polyhydric alcohol explosives.	RDX [cyclonite, hexogen, T4, cyclo-1,3,5-trimethylene-2,4,6-trinitramine; hexahydro-1,3,5-trinitro-S-triazine].
Gem-dinitro aliphatic explosive mixtures.	Nitric acid and a nitro aromatic compound explosive.	
Guanyl nitrosamino guanyl tetrazene.	Nitric acid and carboxylic fuel explosive.	S
Guanyl nitrosamino guanylidene hydrazine.	Nitric acid explosive mixtures.	Safety fuse.
Guncotton.	Nitro aromatic explosive mixtures.	Salts of organic amino sulfonic acid explosive mixture.
H	Nitro compounds of furane explosive mixtures.	Salutes (bulk).
Heavy metal azides.	Nitrocellulose explosive.	Silver acetylide.
Hexanite.	Nitroderivative of urea explosive mixture.	Silver azide.
Hexanitrodiphenylamine.	Nitrogelatin explosive.	Silver fulminate.
Hexanitrostilbene.	Nitrogen trichloride.	Silver oxalate explosive mixtures.
Hexogen [RDX].	Nitrogen tri-iodide.	Silver styphnate.
Hexogene or octogene and a nitrated N-methylaniline.	Nitroglycerine [NG, RNG, nitro, glyceryl trinitrate, trinitroglycerine].	Silver tartrate explosive mixtures.
Hexolites.	Nitroglycide.	Silver tetrazene.
HMTD [hexamethylenetriperoxidediamine].	Nitroglycol [ethylene glycol dinitrate, EGDN].	Slurried explosive mixtures of water, inorganic oxidizing salt, gelling agent, fuel, and sensitizer (cap sensitive).
HMX [cyclo-1,3,5,7-tetramethylene 2,4,6,8-tetranitramine; Octogen].	Nitroguanidine explosives.	Smokeless powder.
Hydrazinium nitrate/hydrazine/aluminum explosive system.	Nitronium perchlorate propellant mixtures.	Sodamol.
Hydrazoic acid.	Nitroparaffins Explosive Grade and ammonium nitrate mixtures.	Sodium amatol.
I	Nitrostarch.	Sodium azide explosive mixture.
Igniter cord.	Nitro-substituted carboxylic acids.	Sodium dinitro-ortho-cresolate.
Igniters.	Nitrourea.	Sodium nitrate explosive mixtures.
Initiating tube systems.	O	Sodium nitrate-potassium nitrate explosive mixture.
K	Octogen [HMX].	Sodium picramate.
KDNBF [potassium dinitrobenzofuroxane].	Octol [75 percent HMX, 25 percent TNT].	Special fireworks.
L	Organic amine nitrates.	Squibs.
Lead azide.	Organic nitramines.	Styphnic acid explosives.
Lead mannite.	P	T
Lead mononitroresorcinate.	PBX [plastic bonded explosives].	Tacot [tetranitro-2,3,5,6-dibenzo-1,3a,4,6a tetrazapentalene].
Lead picrate.	Pellet powder.	TATB [triaminotritrobenzene].
Lead salts, explosive.	Penthrinite composition.	TATP [triacetonetriperoxide].
Lead styphnate [styphnate of lead, lead trinitroresorcinate].	Pentolite.	TEGDN [triethylene glycol dinitrate].
Liquid nitrated polyol and trimethylolethane.	Perchlorate explosive mixtures.	Tetranitrocarbazole.
Liquid oxygen explosives.	Peroxide based explosive mixtures.	Tetrazene [tetracene, tetrazine, 1(5-tetrazolyl)-4-guanyl tetrazene hydrate].
M	PETN [nitropentaerythrite, pentaerythrite tetranitrate, pentaerythritol tetranitrate].	Tetrazole explosives.
Magnesium ophorite explosives.	Picramic acid and its salts.	Tetryl [2,4,6 tetranitro-N-methylaniline].
Mannitol hexanitrate.	Picramide.	Tetrytol.
MDNP [methyl 4,4-dinitropentanoate].	Picrate explosives.	Thickened inorganic oxidizer salt slurried explosive mixture.
MEAN [monoethanolamine nitrate].	Picrate of potassium explosive mixtures.	TMETN [trimethylolethane trinitrate].
Mercuric fulminate.	Picratol.	TNEF [trinitroethyl formal].
Mercury oxalate.	Picric acid (manufactured as an explosive).	TNEOC [trinitroethylorthocarbonate].
Mercury tartrate.	Picryl chloride.	TNEOF [trinitroethylorthoformate].
Metriol trinitrate.	Picryl fluoride.	TNT [trinitrotoluene, trotyl, trilita, triton].
Minol-2 [40% TNT, 40% ammonium nitrate, 20% aluminum].	PLX [95% nitromethane, 5% ethylenediamine].	Torpex.
MMAN [monomethylamine nitrate]; methylamine nitrate.	Polynitro aliphatic compounds.	Tridite.
Mononitrotoluene-nitroglycerin mixture.	Polyolpolynitrate-nitrocellulose explosive gels.	Trimethylol ethyl methane trinitrate composition.
		Trimethylolthane trinitrate-nitrocellulose.

